

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF WISCONSIN  
MILWAUKEE DIVISION

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ANDREW L. COLBORN,

Plaintiff

vs.

NETFLIX, INC.,  
CHROME MEDIA, LLC, f/k/a  
SYNTHESIS FILMS, LLC,  
LAURA RICCIARDI, and  
MOIRA DEMOS,

Case No. 19-CV-484

Defendants.

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**MOTION (IN THE ALTERNATIVE) TO EXTEND TIME FOR SERVICE  
OF SUMMONS AND COMPLAINT PURSUANT TO FED.R.CIV.PRO. 4(m)**

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Plaintiff, by and through his undersigned counsel and pursuant to Federal Rule of Civil Procedure 4(m), hereby respectfully moves the Court, in the alternative and in the event that the Court does not conclude upon consideration of the Motion to Dismiss filed by Defendants Chrome Media, LLC, f/k/a Synthesis Films, LLC, Laura Ricciardi, and Moira Demos that service of process of the Summons and Complaint in the above proceedings was accomplished on those Defendants prior to removal of this action and in accordance with Wisconsin Statutes, for an extension of time of sixty (60) days from the current deadline of July 2, 2019 (or from such other tolled deadline as may apply due to filing of Defendants' Motion to Dismiss), to accomplish service on said Defendants, pursuant to the Federal Rules of Civil Procedure and specifically Federal Rule of Civil Procedure 4(m).

Defendants further request an opportunity to conduct discovery regarding service of process and regarding the statements made in Defendants' and Defendants' witnesses'

declarations, as well as an evidentiary hearing to determine any factual disputes relating to service.

This motion is based on the facts set forth in the Statement of Facts Pertinent to Service of Process in the brief filed by Plaintiff this date, together with the supporting declarations of Andrew Colborn, Michael C. Griesbach, George Burnett, and April Rockstead Barker filed this date and the previously-filed declarations of Debra L. Bursik and Carlos Caceres, together with all other pleadings and documents of record, and is further based on the argument contained in the brief filed this date, and particularly Sections II.C and IV thereof.

Dated this 31<sup>st</sup> day of May, 2019.

LAW FIRM OF CONWAY, OLEJNICZAK & JERRY, S.C.  
Attorneys for Plaintiff, Andrew L. Colborn

By: s/George Burnett  
George Burnett

**POST OFFICE ADDRESS:**

231 S. Adams Street  
Green Bay, WI 54301  
P.O. Box 23200  
Green Bay, WI 54305-3200  
Phone: (920) 437-0476  
Fax: (920) 437-2868  
State Br No. 1005964

GRIESBACH LAW OFFICES, LLC  
Attorney Michael C. Griesbach  
State Bar No. 01012799  
PO Box 2047  
Manitowoc, WI 54221-2047  
(920) 320-1358

SCHOTT, BUBLITZ & ENGEL, S.C.  
Attorney April Rockstead Barker  
State Bar No. 1026163  
640 W. Moreland Blvd.  
Waukesha, WI 53188-2433  
(262)-827-1700